

R307-204

Due: July 4, 2006

2. Title of rule or section (Catchline):

Emission Standards: Smoke Management.

3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require the rule:

Subsection 19-2-104(1)(a) allows the Air Quality Board to make rules "...regarding the control, abatement, and prevention of air pollution from all sources and the establishment of the maximum quantity of air contaminants that may be emitted by any air contaminant source." Rule R307-204 protects the public health by controlling the release and impact of particulate pollution associated with prescribed and controlled fires in the State of Utah. R307-204 also describes the operational procedures to follow when prescribed fires, wildland fires, or wildland fire use events take place on specific lands in Utah owned or managed by state and federal land management agencies. R307-204 does not apply to agricultural activities specified in Utah Code 19-2-114.

4. A summary of written comments received during and since the last five-year review of the rule from interested persons supporting or opposing the rule:

No written comments have been received.

5. A reasoned justification for continuation of the rule, including reasons why the agency disagrees with comments in opposition to the rule, if any:

R307-204 protects the public health by controlling the release and impact of particulate pollution associated with prescribed and controlled fires in the State of Utah. Under R307-204, prescribed fires requiring a burn plan cannot be ignited and wildland fire use events cannot be managed before the executive secretary of the Air Quality Board (AQB) approves or conditionally approves the burn request. Therefore, this rule should be continued.

6. Index information- keywords (Maximum of four, in lower case):

air quality, wildland fire, smoke, land manager

Agency head or designee, and title

M. Cheryl Heying

Date

3/21/06